

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
CORPUS CHRISTI DIVISION**

JUVENTINO AYALA and TAMY CHAPA

Plaintiffs,

vs.

**4600 OCEAN DRIVE CONDOMINIUM
ASSOCIATION
Defendant.**

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CIVIL ACTION No. 2:21-cv-253

JOINT STATEMENT OF INTENT REGARDING MEDIATION

COME NOW Plaintiffs Juventino Ayala and Tamy Chapa and Defendant 4600 Ocean Drive Condominium Association (collectively, the “Parties”), and, pursuant to the Court’s Scheduling Order, they provide the following statement of intent regarding mediation:

The Court referred this matter to mediation with Magistrate Judge Jason B. Libby on Wednesday, May 3, 2023. Defendant appeared for the scheduled mediation on May 3, 2023, but counsel for Plaintiffs appeared and announced a potential conflict between Plaintiffs. Plaintiffs’ counsel later verified the conflict and was allowed to withdraw from representation of Plaintiff Tamy Chapa. The Court allowed Chapa time to engage counsel, and after the deadline engaged John W. Tinder as her counsel.

At the status conference ordered by the Court on October 31, 2023, the Court inquired about mediation. None of the Parties opposed the Court’s suggestion that the case be referred back to Magistrate Libby to reschedule mediation.

At this juncture, counsel for Plaintiff Juventino Ayala, Sean Short, counsel for Plaintiff Tamy Chapa, John W. Tinder, and Defendant agrees with the Court's referral of the case to mediation by the Magistrate since Magistrate Libby was unable to even attempt mediation when the matter was first referred and because the Parties have continued to discuss resolution of the case. Defense counsel believes the Magistrate may be able to assist the Parties in getting the case settled.

Respectfully submitted,

/s/ Sean Short

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ATTORNEYS FOR DEFENDANT

CERTIFICATE OF SERVICE

This is to certify that on March 4, 2024, a true and correct copy of the foregoing document has been served on all counsel of record via the Court's CM/ECF system.

/s/ Sean Short
ATTORNEY FOR PLAINTIFF